

AMERICA CUP PACT
FORMALLY SIGNED

Thursday, September 10, 1914,
Set as Date for First Race
with Lipton's Challenger,
Shamrock IV.

SMALLER BOATS THIS TIME

Six Months' Negotiations Re-
sult in Triumph for Uncondi-
tional Offer of Sir Thomas
and the Royal Ulster
Organization.

The New York Yacht Club formally
announced last night that it had ac-
cepted Sir Thomas Lipton's fourth chal-
lenge for the America's Cup.

The negotiations between the New
York Yacht Club and the Royal Ulster
Yacht Club, of Belfast, Ireland, through
which the challenge was transmitted,
extended over a period of almost six
months.

The America's Cup committee was
appointed April 25, with Dallas B.
Pratt, commodore of the New York
Yacht Club, as chairman. It was given
full power in regard to the challenge
and race, including the selection of a
cup defender.

The committee held a meeting
Wednesday night, at which the Lipton
challenge was definitely accepted and
the agreement as to conditions signed.
The conditions were signed previously
by the officers of the Royal Ulster
Yacht Club.

The delay in the negotiations was
caused principally by the diplomatic,
but persistent, insistence of Sir Thomas
Lipton that the New York Yacht Club
acknowledge in some way that it would
not meet him with a larger yacht.
He did not succeed, however, but al-
though the New York Yacht Club has
never officially announced that it will
not meet Sir Thomas with a sloop built
to the 90-foot limit, it is well under-
stood that no such craft will be built
to race against the Shamrock IV.

The Challenge.
Sir Thomas Lipton's latest challenge,
as made public last night, was as fol-
lows:

"Royal Ulster Yacht Club,
Bangor, County Down, Ireland,
To the Secretary of the New York
Yacht Club, New York.

"Dear Sir: I am requested by Sir
Thomas J. Lipton, Bart., K. C. V. O., to
forward you this challenge for the
America's Cup, subject to the same
regulations as governed the last con-
test, and which proved to be so satis-
factory—namely, the best three out of
five races, over the same courses, with
like starts and other details.

"The first race to be sailed on Thurs-
day, September 10, 1914.

"The second race to be sailed on Sat-
urday, September 12, 1914.

"The third race to be sailed on Tues-
day, September 15, 1914.

"Further races, if any, to be sailed on
each following Thursday, Saturday and
Tuesday until finished.

"I, therefore, on behalf of the Royal
Ulster Yacht Club, and in the name
of Sir Thomas J. Lipton, a member of
the club, challenge to sail a series of
matches with the yacht Shamrock
IV, against any one yacht or vessel
constructed in the United States of
America for the America Cup.

"The following are the particulars
of the challenging vessel:

"Owner, Sir Thomas J. Lipton, Bart.,
K. C. V. O.

"Name of yacht, Shamrock IV.

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This Morning's News.

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HIS REASON FOR RENO

Business, Says Katz—Divorce,
Wife Insists in Suit.

Harry W. Katz, a mining engineer,
is in Nevada, combining profitable
business with his effort to get a di-
vorce. That's what Hannah Katz says
in her suit for separation.

Mrs. Katz says she and her husband
entered into a separation agreement by
which she was to receive \$8 a week, but
that instead of paying her he went to Reno,
and, to make matters worse, after he
got there he became interested in mine
promotions and is now making \$7,000
a year.

Katz denied he went to Reno for a
divorce. It was business took him
there, he insists.

METEOR HEARD 20 MILES

Hits River with Crash That
Breaks Windows and Crockery.

Fall River, Mass., Aug. 28.—The fall-
ing of a meteor into the Seconnet
River was reported from Tiverton,
R. I., last night. Great volumes of
steam arose, and the accompanying ex-
plosion sounded like the discharge of a
12-inch gun.

The meteor fell at the time of an
electrical storm, and the crash as it
struck the water was thought by many
to have been a heavy clap of thunder.
The noise was heard for twenty miles.

In the immediate vicinity windows
were broken and crockery shaken from
shelves, while at Island Park, nearly
two miles away, a merry-go-round was
jarred into motion. The meteor was of
unusual size, and travelled so rapidly
as to appear at a short distance almost
like a flash of lightning.

VICTIM OF TWO ACCIDENTS

Autoist Going Home After Mis-
hap Run Down by Trolley.

[By Telegraph to The Tribune.]
Morristown, N. J., Aug. 28.—Patrick
Luby, a contractor, is at his home, on
Speedwell avenue, seriously injured as
the result of two automobile accidents
to-day of which he was the victim. In
the afternoon, while riding in his own
car, he crashed into Frank Miller's
automobile. Luby was thrown out and
injured an arm.

He started for home in his own auto-
mobile, and on the way was struck by
a trolley car. This time his machine
was wrecked. He was again thrown
out and badly cut about the head and
sustained severe bruise.

BEWARE OF TIMBER TOES!

That's Brophy's Advice—He
Tackled 'Em and Lost.

Never tackle a man with a wooden
leg. That's the advice of Michael
Brophy. Brophy tried it, and now he
lies in the Tarrytown Hospital with
three ribs broken and a punctured
lung.

Brophy had a fight with James Mc-
Stay, who had just arrived from Ire-
land with his wooden leg. When hos-
tilities started McStay unhooked his
leg and lay about him so lustily that
Brophy was put hors de combat. Mc-
Stay pleaded he did it in self-defence,
and the police admitted yesterday he
did it uncommonly well.

BID BY-BYE TO THE LAW

Fair Autoist's Farewell Turned
Into an Au Revoir.

[By Telegraph to The Tribune.]
Hackensack, N. J., Aug. 28.—Mrs.
Frederick Kennedy, of Pearl River,
N. Y., who was arrested by Patrolman
Kirk on Terrace avenue for speeding
her automobile on August 16, was fined
\$5 this morning by Justice Johnson.
Mrs. Kennedy when arrested deposited
a diamond ring as bail. The ring was
returned.

Kirk said that when he waved his
hand at Mrs. Kennedy as a signal for
her to stop she waved her hand at him,
smiling good-naturedly.

"I don't like to be followed by motor-
cycles, and I simply waved a goodbye to
the man," said Mrs. Kennedy. "I
didn't know he was an officer."
Mrs. Kennedy admitted she was
probably going about thirty miles an
hour when arrested.

92 NOW IN COCAINE NET

Two Arrests Yesterday in the
Campaign Under New Law.

Two arrests were made yesterday
under the new cocaine law. In all,
ninety-two persons have been arrest-
ed as cocaine sellers since The Trib-
une's campaign resulted in the adop-
tion of stringent regulations against
the traffic.

Detectives attached to the staff of
Inspector Myers charged the two pris-
oners taken yesterday with having in
their possession seventeen boxes, con-
taining a powder believed to be co-
caine, and a bottle of pills, believed to
be morphine.

The men gave their names as John
Burke, twenty-two years old, of No.
220 East 18th street, and William
Burns, twenty-nine years old, of No.
149 East 22d street. They were held
in \$1,000 bail each for examination
Saturday.

The present campaign against co-
caine sellers and users in the three
months since it was started has ex-
tended to every corner of the city. It
is estimated that through it the traf-
fic in the drug already has been re-
duced by one-half. Inspector Myers
says he will practically wipe out the
trade in a short time.

BRYAN RESUMES LECTURE TOUR.

Washington, Aug. 28.—The Secretary of
State resumed his Chautauqua lectures
to-day. He left this afternoon for New-
hamp, Penn., where he lectured this eve-
ning. He will be back in Washington to-
morrow.

CALL TAX CAUCUS
TO PENALIZE RICH

Senate Democrats Determined
to Increase Rates on Big
Incomes to Five Per
Cent or More.

LODGE IN STRONG PROTEST

Contents That Men Should Not
Be Punished Merely Because
They Have Succeeded in
Accumulating Money by
Intelligent Thrift.

[From The Tribune Bureau.]
Washington, Aug. 28.—Open revolt
in the ranks of the Democrats of the
Senate caused the majority leaders to-
day to issue hastily notice that another
caucus will be held to take up the
question of increasing the rates of the
surtax upon large incomes.

A large number of Democrats are dis-
satisfied with the provisions of the in-
come tax section, and take the view
that the wealthy men of the country
should bear a larger proportionate
share of the expenses of government
than is required of them by the bill as
it now stands.

It is understood that Democratic
leaders have agreed to a revision of the
income tax section, so that the extra
tax on incomes of more than \$100,000
will be 5 per cent, with an increase
reaching 10 per cent on incomes of
\$500,000. The bill as it now stands
provides only 3 per cent tax above
\$100,000. The present rates on incomes
between \$20,000 and \$100,000 also will
be increased.

Revolt at Rollcall.

Revolt broke out when the roll was
called on Senator La Follette's amend-
ment proposing a rate as high as 10
per cent on incomes of more than \$100-
000. Senator Varlamon voted for the
La Follette amendment, and Senators
Ashurst, Thompson and Reed an-
nounced that they would give their
support to the Democratic bill as now
framed only upon the assurance that it
would be changed.

"I have been assured by leading
members of the Finance Committee,"
said Mr. Ashurst, "that a change
would be made from the present con-
dition of the bill to meet the demands
of the situation as they ought to be
met, so that incomes over \$100,000 a
year will be taxed properly."

Other Democratic Senators sought to
explain that their vote was cast against
the amendment under the same con-
ditions. The Democratic leaders sought
to stem the tide of dissatisfaction, after
a hasty cloakroom conference, by an-
nouncing that a caucus would be held
not later than Monday to consider this
question.

The La Follette amendment was de-
feated by a vote of 43 to 17. An
amendment offered by Senator Bristow
imposing a graduated surtax of 1/2 per
cent on incomes on each \$10,000 up to
\$100,000 received solid Republican sup-
port and was defeated by the nar-
rower margin of 30 to 36.

After the flurry over the rate of sur-
tax had passed Senator Lodge began a
general discussion of the problem, sug-
gesting that the income tax should not
be applied either in the way of pillag-
ing or punishing any one class.

Confiscation, Says Lodge.

"There is a question raised here by
the income tax," he said, "which is to
my mind far more important than the
question of differentiating between the
earned and unearned income. That is
making the exemption limit too high.
When taxes are imposed simply to take
money from a man because he is rich
and for no other reason the party that
would do it would cease to be demo-
cratic and would become a party of
communism and perhaps something
worse. It will be an ill day when we
enter upon confiscation instead of tax-
ation."

"No tax can be perfect, but it should
be the effort of the government and the
taxing power to impose the tax, if it be
on incomes, to obtain the largest pro-
portion from those who can bear it
best. But let us beware how we enter
on taxing on the ground that we want
to punish somebody because he has
money."

"If he has earned the money im-
properly he is a subject for punish-
ment. That is a wholly different thing.
But when you have the government
undertake, for vindictive reasons, to
punish a man because he has suc-
ceeded, and because he has accumu-
lated property by thrift, intelligence
and character, or inherited it honestly
under the law, it is entering upon a
dangerous path. It would change this
law from the imposition of a tax to the
pillage of a class."

"I know the present tone is that any
man who has money is prima facie a
criminal; that any man who has been
successful falls under suspicion. But
there has been in this country for
many years, and there is to-day, in my
judgment, a great deal of success hon-
estly won."

DIES WITH TUBE IN THROAT

Man Was Unable to Speak Because of
Constriction.

A man who was unable to talk be-
cause of a silver tube in his throat
through which he took nourishment,
died yesterday at the Bowery and Canal
street.

Slips of paper in his pocket with
sentences written on them showed how
the man was able to communicate with
other people. He was well dressed, and
in his pocket was \$1.50.

FUSION NOMINEES
SEEK AID OF ALL

Decide at Secret Conference to
Accept Any Indorsements
That Come Their Way, but
Won't Discuss It.

MITCHEL ONLY ABSENTEE

Many Committeemen Oppose
Action, and Even Consider Re-
moval of Whitman Because
He Did Not Refuse
Tammany Support.

Fusion candidates for the Board of
Estimate, below the office of Mayor,
practically decided yesterday there was
no good reason why they should not
accept a place on the Gaynor ticket
if it should be offered to them. But they
did not make their decision pub-
lic. They held two conferences on the
subject, but would not discuss their
conclusions, as they did not wish to
place themselves in the position of
seeking indorsement or deciding to ac-
cept something that had not been of-
fered.

This decision, if it is adhered to, is
likely to cause much bad feeling, for
some members of the fusion committee
are violently opposed to their nominees
accepting an indorsement by any other
than organizations supporting Mitchell
for Mayor. These same fusion commit-
teemen were so incensed they even
talked of taking District Attorney
Whitman off their ticket because he
had accepted the Tammany indorse-
ment.

Friends of Mitchell did their utmost
to persuade the other fusion candidates
not to consider a Gaynor indorsement.

Whitman's Stand a Puzzle.

A significant paragraph in the formal
statement of the District Attorney giv-
ing his reasons for accepting the Tam-
many nomination was:

"No organization which has honored
me with its nomination for another
term for District Attorney should think
it ungracious on my part to say that I
stood ready to lead in a general assault
on Tammany Hall if that service had
been required. But it was not."

Friends of fusion wondered whether
this meant that the District Attorney
held it to be his duty under the cir-
cumstances to take a prominent part
in the attack upon Tammany in the
campaign. Mr. Whitman would not
say whether he would make a speaking
campaign.

Fusionists heard with much satisfac-
tion last night that the Progressives
were thinking of naming Mayor Gay-
nor as their candidate for chief judge
of the Court of Appeals. They have
been told that Charles F. Murphy
might also make him the Democratic
candidate. They believe that the lure
of the double nomination would be too
much for him to resist and that his
elimination from the political campaign
would make the chances of the fusion
candidate for Mayor infinitely stronger.
The impression among Democrats,
however, was that Murphy had not the
slightest intention of strengthening the
fusion candidate for Mayor by remov-
ing Gaynor from the race.

Collector Mitchell returned from
Washington last night and went into
conference with friends. Fusion lead-
ers said they had heard that the Col-
lector was responsible for the adjourn-
ment of the Independence League's city
committee on Saturday night without
acting upon the names of Controller
Prendergast and Borough President
McAneny. The story was that he did
not want the organization to nominate
for Controller and President of the
Board of Aldermen before he had had
a chance to try to induce Prendergast
and McAneny not to accept a nomina-
tion on the Gaynor ticket.

Prendergast Not Found.

The cable messages addressed to Con-
troller Prendergast at Lepsic on
Wednesday were returned yesterday
with the statement that he was not
there. These included a message from
Colonel Roosevelt urging him to tell
Norman Hapgood he would not take
a nomination on any ticket that did not
contain the names of all his fusion as-
sociates.

President McAneny, Acting Controller
Mathewson and Montgomery Hare,
close friends of Mr. Mitchell, also had
sent messages. A new cable address
for the Controller reached some of his
friends late yesterday, and they re-
peated their cables urging him not to
take any stand on the Gaynor ticket
until he had learned all the facts.

It is said that the fusion candidates
for the Board of Estimate, other than
Mitchell and the Controller, after a long
argument on the question as to whether
it would be right to accept a Gaynor
indorsement reached these conclusions:
"No parallel can be drawn between
the problem of Mr. Mitchell in accept-
ing or refusing the designation of the
Independence League and their prob-
lem in accepting or refusing a Gay-
nor indorsement."

"Mitchell went on the fusion ticket
as its candidate for Mayor on the im-
plied condition that he would have the
support of William Randolph Hearst
for the entire fusion ticket. Not hav-
ing been able to get that support, it
was the honorable thing for him to do
to refuse the support for himself."

"The problem of the other fusion can-
didates for the Board of Estimate is
whether, yielding to some theory of
ethics that has been advanced by

Continued on fifth page, fifth column.

WOMEN MAUL ASQUITH;
DAUGHTER RESCUES HIM

British Premier Dragged Over Golf Links by
Enraged Suffragettes, but Miss Violet
Asquith Pays Them in Own Coin.

Elgin, Scotland, Aug. 28.—The Brit-
ish Prime Minister was the object of
an attack this afternoon in which his
chivalry restrained him from ade-
quately defending himself. While he
was golfing with his daughter on the
Loosiemouth links two stalwart suffra-
gettes, who had quietly come up to the
green, sprang at him suddenly. They
knocked off Mr. Asquith's hat, grabbed
him by the cloth and dragged him
some distance over the ground.

The Prime Minister bore his rough
treatment complacently and refrained
from using force to make them desist,
while they imparted to him their opin-
ion that he was a scoundrel and a past
master in the arts of Ananias.

Miss Violet Asquith, who was a little
distance off when the suffragettes
pounced on her father, ran to his as-
sistance and proceeded to apply mil-
litant methods to the militants. The
battle waged for only a few moments,
for two detectives rushed up and with
some difficulty released Mr. Asquith
from the clutches of the suffragettes.

The detectives took the women to the
club lodge, where, after listening to
various opinions of themselves hardly
less complimentary than those they had
expressed to the Premier, they were
placed in an automobile and driven to
the Elgin police station, to the accom-
paniment of much booing and hissing
and repeated cries of "Let us get at
them; we will duck them in the sea!"

At the station the women refused to
give their names or addresses. Mr.
Asquith resumed play after the suf-
fragettes had been hauled off him, and
was loudly cheered when he reached
the last green.

Miss Violet Asquith, who has been de-
scribed as very much like her father, was
in the United States last winter. She
came here with the Countess of Aber-
deen, and after a visit to Ambassador
and Mrs. Bryce at Washington was the
guest of Mrs. Henry Phipps.

Upon her return to England Miss As-
quith, at a political gathering at Lady-
bank, told what she had learned in
America of the hopeless conditions that
had existed in Ireland. Many persons
in America, she said, had shaken her hand
and said, "At last England is doing the
right thing by Ireland."

The death of the Hon. Archibald Gor-
don, third son of the Earl of Aberdeen,
who was killed in an automobile ac-
cident, ended for Miss Asquith what prom-
ised to be a pretty romance. She is an
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of Great Britain so far as has been
within her power.



MISS VIOLET ASQUITH.
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BROWN SWIMS FROM
BATTERY TO THE HOOK

Commodore, in Fourth At-
tempt, First to Reach Cove-
ted Goal of Swimmers.

The coveted goal of the country's
greatest long distance swimmers was
reached yesterday, when Commodore
Alfred Brown of the Flushing Bay di-
vision of the American Lifesaving So-
ciety, successfully covered the twenty-
two miles from the Battery to Sandy
Hook. For years famous swimmers,
including Captain Webb, Charles Dur-
borow, Rose Pitonof, Henry Ellonsky
and Brown himself, have been striving
to accomplish this seemingly impossible
feat, but always they were swept back
by the second tide and forced to admit
defeat.

Brown dove off the Battery wall at
5:15 a. m. yesterday morning, and
landed at the Sandy Hook Proving
Grounds at 6:53 p. m., after having
been in the water 13 hours and 38 min-
utes.

Marine men at the Hook considered
him lucky in arriving safely, because
several sharks of man eating size had
been seen during the day in the vicinity
of his course.

Brown was accompanied by Paul
Frommhold, Charles Kauffman, James
Kennedy and John R. Kauschett in the
launch Star and in a rowboat. When
he finally finished his long struggle
with the waves he had to be assisted
up the sloping beach, as he had been
benumbed by the water. But after
walking a short time he limbered
up and declared he felt no bad effects
from his long immersion. During his
swim he ate only three small sand-
wiches and drank a small quantity of
tea.

Part of the swim was against a
strong flood tide and a fresh southerly
wind. Although the wind has had few
terrors for Brown in the past, the tide
has been an obstacle which seemed un-
conquerable. His early start yesterday
morning and his rapid swimming,
which did much to win his race
against the second tide, were largely
responsible for his success.

The first to attempt the swim was
Captain Matthew Webb, who also was
the first man to swim the English
Channel. Charles Durborow, of Phila-
delphia, who in 1910 established a long
distance record in America by swim-
ming thirty-four miles down the Dela-
ware River, has made three attempts
to reach the Hook, in the last of which
he came within a mile of the Sandy
Hook beach.

Henry Ellonsky, of New London,
Conn., has also made two heroic ef-
forts to reach the Hook. On July 20
he fought his way to within half a mile
of the goal.

Rose Pitonof, the girl swimmer of
Dorchester, Mass., who was one of the
first to swim from the Charlestown
Bridge to Boston Light, and who has
been among the few to cover the thir-
teen miles from Manhattan to Coney
Island, made a plucky attempt to reach
the Hook on July 20, but was worsted
by the tide.

WOMAN JUMPS TO DEATH;
SMOKE KILLS AGED MAN

Small Blaze Causes Double
Fatality in Apartment House
in Central Park West.

Two deaths, one by smoke and an-
other from a leap from a fourth story
fire escape, were the toll of a blaze
early this morning in an apartment
house at No. 468 Central Park West
which made a dozen families homeless
and did serious damage to the building.

Rescues by firemen and police and
volunteers drew a big crowd, which
only several squads of reserves from
neighboring stations could keep in
check.

The swiftness of the flames' progress,
rather than their extent, was responsi-
ble for both deaths. Laurence Die-
reauty, who lived on the fourth floor
with his father and mother, was awak-
ened about 2 o'clock by smoke, which
filled the apartment.

Without waiting to try to save house-
hold effects, or even to arouse his
father and mother, the younger man
rushed to the street shouting for help.
His cries were heard by Patrolman
Hickey, at 108th street, who turned in
an alarm.

When Diereauty got back to the
apartment the flames, fanned by the
draft from the open door, had en-
veloped the interiors of two rooms.
Firemen and volunteers helped him to
get his mother into the hallway, but
when the rescuers got to his father's
bedroom the old man was dead. Physi-
cians said death was caused by suffo-
cation.

William Sheehy, a theatrical man-
ager, and Charles Gardell, who were
among the first to get into the hallway,
ran out on a rear fire escape. As they
emerged into the air they saw an aged
woman leaning over the fire escape a
dozen feet above them in the attitude
of one ready to leap. They shouted to
her to wait, but before the words had
left their lips she jumped. She fell
four stories to the araway and was
killed instantly.

Two alarms were sent in, and addi-
tional apparatus and police arrived.
Men, women and children, trapped by
the suddenness of the conflagration in
their